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Attorneys for Defendants Umpqua Bank, N.A.

The Honorable Michael H. Simon

UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
PORTLAND DIVISION

**WILLIAM WALTERS,**

Plaintiff,

v.

**Umpqua Bank, N.A., and DOES 1 through  
100 inclusive,**

Defendant.

**Case No. 3:18-cv-01017-SI**

STIPULATION FOR JUDGMENT OF  
DISMISSAL

COMES NOW Bankruptcy Trustee, Kenneth S. Eiler (“Eiler”), in pro per, and Defendant, Umpqua Bank, N.A., (“Umpqua”) through its attorneys, who jointly submit this stipulation for a judgment of dismissal, with prejudice, of all claims filed by plaintiff William Walters in this matter, with no award of costs or fees to any party.

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Now, therefore, the parties stipulate as follows:

1. Plaintiff William Walters (“Plaintiff”) filed this action seeking damages under the Telephone Consumer Protection Act and other statutes (the “Claims”).
2. Umpqua filed a counterclaim for breach of contract (the “Counterclaim”).
3. Plaintiff then filed bankruptcy in the United States Bankruptcy Court of the District of Oregon, Case No. 18-34125-pcm7 (the “Bankruptcy Case”).
4. Eiler was appointed Trustee in the Bankruptcy Case, with full power to compromise the Claims.
5. Eiler and Umpqua have reached agreement to dismiss the Claims, with prejudice, and the Counterclaims without prejudice, and with no award of fees or costs to either party, which agreement was presented in the Bankruptcy Case and was approved. The Counterclaim shall be resolved through the Bankruptcy Case.
6. This Case should be dismissed as stated herein.

IT IS SO STIPULATED, this 26<sup>th</sup> day of March, 2019

/s/ Kenneth S. Eiler

Kenneth S. Eiler  
515 NW Saltzman Road, PMB 810  
Portland, OR 97229  
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*Trustee over Assets of Plaintiff in Case  
18-34125-pcm7*

/s/ Steven F. Cade

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*Attorneys for Defendants Umpqua Bank, N.A.*

**CERTIFICATE OF SERVICE**

I certify that I served the foregoing STIPULATION FOR JUDGMENT OF  
DISMISSAL on the following attorneys by the method indicated below on the 26<sup>th</sup> day of  
March, 2019:

***Attorneys for Plaintiff:***

Kyle Schumacher, Esq.  
Sagaria Law, P.C.  
3017 Douglas Blvd., Suite 200  
Roseville, CA 95661

Email: [kschumacher@sagarialaw.com](mailto:kschumacher@sagarialaw.com)

<u>✓</u>	Via First Class Mail
<u>      </u>	Via Federal Express
<u>      </u>	Via Facsimile
<u>      </u>	Via Hand-Delivery
<u>      </u>	Via E-Mail
<u>✓</u>	Via the court's Efiling system at the party's email address as recorded on the date of service in the Efiling system.

WILLIAMS KASTNER GREENE & MARKLEY

By /s/ Steven F. Cade

Steven F. Cade, OSB #106466

*Attorneys for Defendants*